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CHAPTERS

1. THE FALL STARTS

2. FIRST SIGN OF THE FALL : FTX

3. YUGA MAY BECOME THE NEXT FTX

4. THE MECHANICS OF TOKEN FRAUD

5. THE IP / COPYRIGHT CON

6. CONCLUSION

Pictured Right : Celebrities With Their Bored Apes



1. THE FALL STARTS

Yuga Labs, The Biggest NFT Company In The World Is Falling Apart While The SEC Watches, The Public Sentiment Turns and They Become Embroiled in Lawsuits...



SEC BEGINS YUGA LABS PROBE

The United States Securities & Exchange **Commission launched a formal investigation** into Yuga Labs announced October 2022 – investigating the company for at least five unregistered security offerings.

https://www.bloomberg.com/news/articles/2022-10-11/bored-ape-creatoryuga-labs-faces-sec-probe-over-unregistered-offerings

	Bloomberg the Company & Its Products 🔻	Bloomberg Terminal Demo Request	🔜 Bloomberg Anywhere Remote Login	Bloomberg Custon
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Bloomberg

Live Now Markets Economics Industries

Technoloav Politics Wealth

Opinion Businesswee

Crypto NFTs Bored-Ape Creator Yuga Labs Faces SEC Probe Over Unregistered Offerings

- Wall Street regulator is examining whether NFTs are securities
- Regulator's inquiry may not lead to allegations of misconduct



Bored Ape Yacht Club digital artwork from the collection of Ovie Farug and Mike Anderson Ovie Farua



CLASS ACTION LAWSUIT FILED

Scott & Scott LLP has filed a class action lawsuit, naming a slew of Yuga affiliated celebrities and tech cohorts who are accused of fraudulent and predatory financial schemes.

https://scott-scott.com/wp-content/uploads/2022/12/ECF-1-Complaint-1-1.pdf

	1	John T. Jasnoch (CA 281605)	
	2	John T. Jasnoch (CA 281605) jjasnoch@scott-scott.com SCOTT+SCOTT ATTORNEYS AT LAV	WILP
	2	600 W. Broadway, Suite 3300	
	3 4	600 W. Broadway, Suite 3300 San Diego, CA 92101 Tel.: 619-233-4565 Fax: 619-236-0508	
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	12	Similarly Situated,	CLASS ACTION COMPLAINT
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	14	YUGA LABS, INC., WYLIE ARONOW,	DEMAND FOR JOKT TRIAL
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	20	TELEVISION, LLC, JUSTIN BIEBER, GWYNETH PALTROW, SERENA	
	21	WILLIAMS, THOMAS PENTZ, AUSTIN RICHARD POST, CALVIN BROADUS	
A. S. S.	22	JR., KEVIN HART, ALEXANDER PALL, ANDREW TAGGART,	
A CONTRACT	23	WARDELL STEPHEN CURRY II, NAYVADIUS WILBURN CASH, ABEL	
Stiller.	24	TESFAYE, KHALED MOHAMMED KHALED, ADIDAS AMERICA INC.,	
S.S.	25	ADIDAS VENTURE B.V., IVAN SOTO- WRIGHT, and MOONPAY USA LLC,	
	26	Defendants.	
	27		
	28		
		CLASS ACTION	COMPLAINT



YUGA SUES ITS MOST VOCAL CRITICS

Artist Ryder Ripps & NFT Developer Jeremy Cahen are being sued in Federal Court by Yuga Labs for Trademark Infringement, after creating a parody collection titled RR/BAYC, and calling out the company for cultural and financial fraud for over a year.

https://www.courtlistener.com/docket/63458882/yuga-labs-inc-v-ripps/





RR/BAYC July 12, 2022 FOR IMMEDIATE RELEASE rrbayc@protonmail.com

WILMERHALE AND MEISTER & STEINER RETAINED AS DEFENSE COUNSEL BY RIPPS AND CAHEN

Ryder Ripps and Jeremy Cahen, have secured defense counsel in their suit against Yuga Labs. Lead counsel Louis Tompros, WilmerHale—who recently represented Matt Furie, creator of Pepe The Frog, in his copyright cases against the alt-right and appeared in the Emmy-winning and Sundance prize-winning documentary Feels Good Man—is a seasoned litigator and Lecturer on Law at Harvard who has represented clients intellectual property matters in courts throughout the country. Louis (Harvard Law School '03) is frequently cited as an authority in the application of intellectual property law to evolving internet phenomena, including memes, deepfakes and NFTs.

Acting as co-counsel is attorney and artist Alfred Steiner, Meister & Steiner PLLC. Alfred (Harvard Law School '98) has advised clients for over 20 years on technology, media and intellectual property transactions as well as trademark and copyright matters with a focus in art law. He has written extensively on the intersection between NFTs and intellectual property law, with recent works including *Bored Apes & Monkey Selfies: Copyright & PFP NFTs* and *The Paper It's Printed On: NFTs, Ownership and Conceptual Art.*

Trademark law is not a muzzle—Yuga is misusing the court system to selectively punish and silence Ripps and Cahen for creating art that speaks out against their litany of lies and unethical behavior. Yuga's filing—full of mischaracterizations and contradictions—failed to even include the Nazi-inspired logo that sits at the core of their complaint:



Ripps and Cahen are confident that their First Amendment right to freedom of speech will be vindicated both at law and in the court of public opinion. They are prepared to confront Yuga's claims with full force and confidence.



YUGA SUES VOCAL DEVELOPER

Seven months after suing Ripps & Cahen Yuga Labs filed an additional lawsuit against Ryan Hickman, another outspoken critic and engineer/developer of the artistic protest RR/ BAYC.

Pictured right : Ripps, Hickman and Cahen



YUGA SUES FOUNDER OF GENIUS.COM

Tom Lehman, a developer who founded Genius.com and worked as part of the 4 person team behind RR/BAYC, recently settled a third trademark infringement lawsuit filed against him by Yuga Labs. Lehman is a passionate builder and ardent supporter of decentralization.

His settlement followed a pattern of harassment and frivolous litigation directed at all 4 members of the protest project.

Pictured right : Lehman and Cahen



HIRED 5 DIFFERENT LAWFIRMS

Yuga has been aggressively hiring legal counsel from all directions, beginning with FTX lawfirm Fenwick & West. They also added crisis management & defamation specialty firm Clare Locke LLP, and recruited Anne Termine, former Chief Trial Attorney at the U.S. Commodity Futures Trading Commission (CFTC)

Pictured right : Lead Counsel, Eric Ball



Skadden

Skadden, Arps, Slate, Meagher & Flom LLP & Affiliates



fenwick.com

BRACEWELL

FENNEMORE.



FOUNDER WYLIE ARONOW LEAVES

On 1/28/23 Yuga Labs & Bored Ape Yacht Club Founder Wyle Aronow aka Gordon Goner stepped down from his role at the company, citing Congestive Heart Failure at the age of 35. His exit is a sign of inner turmoil and his former company's impending collapse.



GordonGoner.eth (Wylie Aronow) 🤣 @GordonGoner

Some heavy news: a few days ago I was told by my doctor I have congestive heart failure. Symptoms started last year out of the blue and I put off seeking help (like an idiot) so I could keep working. But after testing, my doctor called and asked me to radically change my life.

8:32 AM · Jan 28, 2023 · **2.1M** Views

879 Retweets 287 Quote Tweets 8,294 Likes



GordonGoner.eth (Wylie Aronow) 🤣 @GordonGoner · Jan 28 Replying to @GordonGoner

Firstly: my symptoms are still mild. Stairs wind me. I can't play with my dog or exercise. I can go on walks, travel, and live a mostly normal life. But the condition is progressing pretty fast and that means I need to make some serious changes.

GordonGoner.eth (Wylie Aronow) <a>@GordonGoner · Jan 28 ··· What does this mean as it relates to my work at Yuga? It means I'm going to be taking a leave of absence to focus on my health for a while.

♀ 16 ℃ 22 ♡ 1,332 山」 145.4K 企







FIRST SIGN OF THE FALL : FTX

Yuga started showing cracks when partner & seed investor FTX was exposed as the greatest financial fraud in US history – FTX stole billions of dollars in user deposits.

Yuga engaged with FTX in a pattern of illicit activity.

<u>https://www.forbes.com/sites/forbesstaff/article/the-fall-offtx/?sh=d6da14c7d0c7</u>



FTX INVESTED IN YUGA LABS

Yuga Labs collected a \$50m seed investment from Sam Bankman Fried's FTX Ventures as part of a \$450m funding round, at a bloated 4 billion dollar valuation. It was later discovered that FTX had been investing stolen user funds, via a company backdoor and their subsidiaries such as Alameda Research.

In short order, FTX and Yuga Labs went onto form a prolific bilateral partnership, that included a high profile \$24m Sotheby's auction and additional joint advertisements.

https://www.coindesk.com/business/2022/11/08/yuga-labs-circleskybridge-among-investments-ftx-venture-made-prior-to-liquidity-issues/















618.97 -3.60% Binance Coin - \$325.83 -1.23% XRP - \$0.39776901 -3.99% Binance USD - \$0.99972246 -0.03%

Business

Yuga Labs, Circle, SkyBridge Among Investments FTX Ventures Made Prior to Liquidity Issues

FTX Ventures invested in some of the biggest names in crypto. Meanwhile, TradFi giants such as Tiger Global participated in FTX's funding rounds.

By Brandy Betz, Sage D. Young 🕓 Nov 8, 2022 at 3:12 p.m. PST Updated Nov 9, 2022 at 9:14 a.m. PST







FTX / YUGA HAVE SHARED ADS

FTX & Yuga Labs published a Joint advertisement featuring NBA superstar Stephen Curry. Both companies were also endorsed by sports legends Shaquille O'Neal & Tom Brady. Both of whom have since distanced themselves from crypto at large.

Shaq was later quoted as saying "I don't even believe in crypto."

https://www.youtube.com/watch?v=kJTwwfS4vBs

https://www.businessinsider.com/shaq-ftx-commercial-just-paidspokesperson-crypto-2022-12?op=1



Want to learn more about crypto? As the world's leading crypto expert, @stephencurry30 has got you covered...or does he?

ftx.us/notanexpert





YUGA REMOVED THEIR \$ FROM FTX EXCHANGES

Yuga Labs operated on insider information, removing large holdings from FTX's exchanges, just prior to their collapse and subsequent bankruptcy. Founders Wylie Aronow and Greg Solano provided questionable comments on these matters, only to be later listed as FTX creditors in formal bankruptcy proceedings.

https://etherscan.io/address/0×077712c8426020d945b4303b3074073f6f-

4fac7b

https://twitter.com/GordonGoner/status/1591107889728471043

https://twitter.com/metacryptokol/status/1591992619282092032/photo/2



GordonGoner.eth (Wylie Arono... 🤣 @GordonGon... · Nov 11, 2022 🛛 😶 It hasn't affected us. We never used FTX.com though some of our partners did. We had some money on FTX.us but we moved it out earlier in the week. Heart goes out to anyone who has been hurt by this insanity.

metaboners.eth @metaboners · Nov 11, 2022

@CryptoGarga @GordonGoner how badly has the FTX debacle hit the @yugalabs ecosystem? Any comments?





FYI, here's all the ETH we had on FTX.US (shows up as blockfolio on etherscan) getting moved to CB Custody earlier in the week. Gets all moved around in CB as part of their system after this tx so beware amateur etherscan sleuths.

etherscan.io/address/0x0777...

88 days 5 hrs age

88 days 5 hrs ago

8:37 AM · Nov 11, 2022

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FTX & YUGA LABS SHARED LAWFIRM : FENWICK & WEST

Yuga Labs and FTX are represented by the same elite silicon valley lawfirm - Fenwick & West LLP. Former Fenwick partner, Dan Friedberg, helped FTX establish the greatest fraud in US financial history, which involved 400 different subsidiary companies, even a fake e-commerce business used to launder funds called Northern Dimension LLC.

https://twitter.com/BoredApeYC/status/1446569325045895176

https://www.nbcnews.com/tech/crypto/north-dimension-ftx-bankman-friedrcna63175

https://www.wsj.com/articles/alameda-sam-bankman-fried-ftx-cryptocrash-11672434101

https://www.cointime.com/flash-news/ftx-creditors-include-apple-netflixand-coinbase-court-documents-reveal-48539



Bored Ape Yacht Club 🤣 @BoredApeYC · Oct 8, 2021 So, given that . . . WEN TOKEN?

Well, apes: We're currently looking at Q1 2022.





Bored Ape Yacht Club 🤣 @BoredApeYC

To do this, we're working with @FenwickWest, the legal team that represents many top blockchain projects. We're also partnering with the gigabrains over at @HorizenLabs (creators of \$ZEN, recently listed on @CoinbasePro). That's all we can say for now, but one note of warning:

1:12 PM · Oct 8, 20





North Dimension was incorporated in August 2020 in Delaware, records show, about a year and a half after FTX commenced operations. Its incorporation papers, and those of a sister company called North Wireless Dimension, were drawn up by Fenwick & West, the Seattle-based law firm that employed Daniel Friedberg, FTX's chief regulatory officer, before he joined the crypto empire. As NBC News has reported, Friedberg was an executive at an online gaming software company that was rocked by scandal in the early 2000s in which insiders at a poker website called Ultimate Bet could view other players' hands and place winning bets accordingly.



FTX PUMPED BAYC WITH SOTHEBY'S

Legacy auction house Sotheby's hosted an auction for 101 Bored Apes, all of which were secretly purchased by YugaLabs investor FTX, for 24 million dollars. The media the celebrated the auction as having drawn in legacy art world collectors, when it was later revealed that the final bidder was none other than the now-bankrupt crypto exchange FTX.

https://www.vanityfair.com/style/2023/01/sbf-bored-apes-art-worldhangover

https://waveninja.substack.com/p/ftx-bought-101-bored-apes-at-the





FTX WAS A MARKET MAKER FOR YUGA

A secret loan of roughly \$10 million worth of ApeCoin (750k tokens) was made to FTX arm Alameda Research. (Source: <u>Etherscan</u>)

An additional undisclosed loan worth roughly \$30 million was sent to UK based market making firm WinterMute. (Source: <u>Etherscan</u>)

Both loans were made on March 4th, 2022, before any ApeCoin DAO structure was in place.

https://twitter.com/ArkhamIntel/ status/1605272823097802752?s=20&t=nAGAPwcPxEMgWNrMYOtULQ

https://waveninja.substack.com/p/scoop-the-secret-apecoin-loans



Arkham @ArkhamIntel

In the 'Inaugaral Transparency Report', ApeCoin DAO mentions loans made to two market makers, to provide ApeCoin liquidity on exchanges.

Onchain data indicates these were likely Wintermute and Alameda.

It also explains why one of these parties was "impaired in November 2022"

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A 3RD COMPLETELY SECRET LOAN

Most concerning of all: a third transfer occurred after the first two "market maker" loans. On March 18, 2022, the ApeCoin Token Distributor <u>deposited</u> an additional 1,749,999 APE into Wintermute's multisignature address.

This loan was completely undisclosed in the ApeCoin "transparency report" (pictured right)

None of the sources affiliated with either Wintermute or ApeCoin DAO have provided any explanation for this transfer. In some cases, sources seemed unaware that this transaction ever occurred. ApeCoin

2.1.2 LOANS RECEIVABLE

This balance of APE 2,500,000 represents loans to market makers. These agreements are with two counterparties executed prior to the Commencement Date, and loan was assigned to the Foundation at the Commencement Date.

A loan for APE 750,000 was made to a counterparty that became impaired in November 2022. The Foundation is assessing the recoverability of this loan and will provide further updates in due course.

VALUE COIN

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FROM

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Gnosis Safe Proxy (0x03c) & Wintermute: Gnosis Safe Proxy (0x4f3) 1.75M & APE \$22.79M



Yuga's entire business model revolves around the sale and trade of illegal unregistered securities, which are pumped and washed via an extensive hidden network of exchanges, market makers, large holders and multi level marketing schemes...

This entire fraudulent market is underpinned by the false promise of "ownership rights" and "intellectual property" included in the purchase of NFTS.

FUCKING

Leave the infrastructure to us, right?



WHAT ARE SECURITIES?

The Howey Test determines if a financial instrument is a security or not. All 5 of Yuga Labs primary products (BAYC, MAYC, BAKC, OtherDeeds & ApeCoin) qualify as a security based every branch of the test.

Securities laws protect consumers from buying false promises and lies.

https://www.investopedia.com/terms/h/howey-test.asp





WHY ARE UNLICENSED SECURITIES ILLEGAL

The United States Securities & Exchange Commission enforces securities laws to prevent consumers and investors from being harmed by illicit business activities. Unregistered Securities are a major conduit of fraud. Not only are they inherently risky, but too often, they can be a tool used to commit outright investment fraud.

https://en.wikipedia.org/wiki/Category:U.S._Securities_and_Exchange_ Commission

https://en.wikipedia.org/wiki/Category:U.S._Securities_and_Exchange_ Commission_litigation



THE SEC IS GOING AFTER CRYPTO

Beginning in 2018, the SEC began charging ICOs and Celebrities for their roles in the marketing and sale of unregistered security products and predatory financial schemes.

Any security without a registration statement on file with the Securities and Exchange Commission (SEC) is considered "unregistered." Only qualified investors, or individuals with a net worth of at least 1 million dollars or an annual income in excess of \$200,000, are able to buy and sell unregistered securities.

https://www.sec.gov/litigation/admin/2018/33-10579.pdf

https://www.sec.gov/news/press-release/2020-146

https://www.sec.gov/news/press-release/2022-183

U.S. SECURITIES AND EXCHANGE COMMISSION



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WHY IS BAYC A SECURITY?

ROADMAP

Securities products include products with "Roadmap Activations". BAYC explicitly meets these standards. The rights the token or coin entitles you are usually clearly laid out, often in a white paper or development roadmap.

https://twitter.com/hotIneblng_/status/1509749894839480322/photo/1

https://boredapeyachtclub.com/#/home#roadmap

https://www.sec.gov/oiea/investor-alerts-and-bulletins/ib_coinofferings

10%	We pay back our moms.	
20%	We release the Caged Apes. 5 Caged Apes (tokens held back from the sale) are airdropped to random Apeholders.	
40%	BAYC gets its own YouTube channel, BAYC LoFi Radio - Beats to Ape into Shitcoins To.	
60 %	Member-Exclusive BAYC Merch Store gets unlocked, featuring Limited Edition tees, hoodies, and other goodies.	
80%	The clubhouse image becomes interactive and the Mysterious Note becomes legible, beginning a treasure hunt. The first to solve the mystery will be rewarded 5 ETH and a Bored Ape.	
90%	The Bored Ape liquidity pool is initiated.	
100%	The Mutant Ape (NFT Breeding) Arcade Machine gets fixed. And we cook up new ways to ape with our friends.	



WHY IS BAYC **A SECURITY?**

EXPECTATIONS

Holders of the NFTs, had an expectation of profits derived from the work of others. Some promoters and initial sellers may lead buyers of the virtual assets to expect a return on investment or participate in a share of the returns provided by the project. After issuance, the virtual coins or tokens may be resold to others via secondary market or exchange.

These digital marketplaces also collect royalties and comissions, generating massive streams of revenue and promoting wash trading, which they are heavily incentivized by.



The only Yuga Labs NFTs are:

BAYC MAYC BAKC Koda Otherdeeds 10KTF Cryptopunks Meebits

The rest are just speculations. I believe they're all amazing projects & you can buy them for what they're building BUT if you're buying them just for their relation to Yuga, you may get rekt.

1:15 AM · Dec 30, 2022 · 7,011 Views

9 Retweets **3** Quote Tweets **99** Likes



WHY IS BAYC A SECURITY?

NO ART

The BAYC art was not revealed until after the sale of all 10,000 NFTs was complete. Buyers purchased based on speculation of landing rare assets, and thus increased value.

These mechanisms function similar to an illegal lottery, drawing in degenerate gamblers and reckless investors. Who believe they are also purchasing actual Intellectual Property (IP) rights along with their digital tokens.

https://twitter.com/BoredApeYC/status/1387452254337343490



S

Bored Ape Yacht Club 🔗 @BoredApeYC

拳Two days until reveal! We're doing a Giveaway every day until the Pre-Sale ends on Friday. j 論

© Come ape in with us and then become a Verified Ape in the BAYC discord. NO PRICE TIERS; all apes .08 ETH.

boredapeyachtclub.com

To win a Bored Ape:
1 Retweet
2 Like
3 Tag someone



10:02 AM · Apr 28, 2021

Match any of YOUR NUN



WHY IS BAYC A SECURITY?

LIQUIDITY POOL

A liquidity pool is a crowdsourced pool of cryptocurrencies or tokens locked in a smart contract that is used to facilitate trades between the assets on a decentralized exchange (DEX). They are illegal to use with unregistered security products.

The SEC recently charged Gemini Earn for offering a similar product.

https://www.sec.gov/litigation/complaints/2023/comp-pr2023-7.pdf

https://twitter.com/BoredApeYC/status/1389952608744480770



Bored Ape Yacht Club 🤣 @BoredApeYC

Thanks to the amazing mods on our team, the BAYC NFTX liquidity pool has been initiated.

gallery.nftx.org/funds/bored-ap...

7:38 AM · May 5, 2021

52 Retweets 12 Quote Tweets 209 Likes





YUGA LABS ADDITIONALLY LAUNCHED FOUR OTHER SECURITIES :

BAKC, MAYC, OTHERSIDE, APECOIN + DOOKEY DASH

On information and belief, between April 2021 and October 2022 Yuga Labs sold 5 separate massive unlicensed securities offerings to the public.

Beginning with BAYC and the promises previously mentioned, four additional unregistered securities (MAYC, BAKC, OtherDeeds & ApeCoin) were airdropped to holders with a similar value proposition of increased value due to Yuga's efforts.

https://twitter.com/0×Seraph_/status/1620896655632666624/photo/1 address/0×077712c8426020d945b4303b3074073f6f4fac7b







ULTIMATE ILLEGAL SECURITY : APECOIN

ApeCoin meets all criteria of the U.S. Securities & Exchange Commissions ICO regulatory guidelines as well as the Howey Test.

Yuga Labs has already paid itself, its insiders and its "launch contributors" \$380 million dollars worth of its own currency.

https://www.coindesk.com/layer2/2022/03/18/what-is-apecoin-and-whois-behind-it/

https://qz.com/2145867/apecoin-has-padded-the-pockets-of-bored-apeinsiders





YUGA SAYS IT DIDN'T CREATE APECOIN

The ApeCoin contract was deployed on the Ethereum mainnet on February 14th, 2022.

Not until one month later did they begin a vote to implement a DAO structure, which is operated by murky Cayman Islands entity called Cartan Group LLC.

https://www.coindesk.com/layer2/2022/03/18/what-is-apecoin-and-whois-behind-it/

Yuga Labs has insisted it's not responsible for Loin. press release, courtea company called trange Brew Stratearns journalles, W ists that "it's probab to write that ting is from the İn Yacht Club A it's not accurate.)

- Coindesk 2022



...BUT..YUGA DID MAKE APECOIN..

An "old" Yuga Labs pitch deck was leaked days before the public launch of ApeCoin.

It included the cryptocurrency as a primary value proposition to prospective investors, who ultimately funded the 450 million dollar seed round. The company raised funds at a 4 billion dollar valuation.

https://vip.graphics/yuga-labs-pitch-deck/



66 of 90

Garga WILL NOT DM YOU So Yesterday at 1:06 PM That's an old, outdated pitch deck and hilariously a version that neither Gordon nor I ever saw. There are a lot of things in there that have already changed, and plenty more things that will change because fuck doing expected things.



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LJ

THEY EVEN SAID FENWICK MADE IT.,

They also announced that they would be launching a token in Q4 2022 alongside law firm Fenwick & West LLP and Horizen Labs from their <a>@BoredApeYC Twitter.

https://twitter.com/AutismCapital/status/1590885843975409666

https://twitter.com/BoredApeYC/status/1446569325045895176



Bored Ape Yacht Club 🤣 @BoredApeYC · Oct 8, 2021 So, given that . . . WEN TOKEN?

Well, apes: We're currently looking at Q1 2022.

ሲጌ 364 ♡ 1,667 սհե 仚 Q 42



Bored Ape Yacht Club 🔗 @BoredApeYC

To do this, we're working with **@FenwickWest**, the legal team that represents many top blockchain projects. We're also partnering with the gigabrains over at @HorizenLabs (creators of \$ZEN, recently listed on @CoinbasePro). That's all we can say for now, but one note of warning:

1:12 PM · Oct 8, 2021

84 Quote Tweets 151 Retweets **1,333** Likes



People are coming forward and sharing that law firm Fenwick & West, the law firm used by FTX/Alameda. was very predatory in their contracts. They tried to sneak 0.5% token allocations into their *engagement This is *HIGHLY IRREGULAR* and borde unethical for big law

ack when our protocol started we r rs and one of these lawyers repre aement letter consis mount of our protoc ever talked about this and asked them wick and the Company. /ho has been amazing. law firm's client list on their website d as Fenwick entering into a business transa some other names that have certain ense, always trust your gut and makenduct of the State Bar of Washington provide

5:55 PM · Nov 10, 2022

153 Retweets 32 Quote Tweets 1,072 Likes



GECENTRALIZED LOL NOPE...

The ApeCoin is allegedly controlled and governed by ApeCoin DAO. However onchain analysis shows that millions of dollars in secret loans have been made to market makers and exchanges, some following the collapse of FTX & Alameda Research. Many of these loans and transactions have been initiated without DAO voting or any transparent disclosures, violating the terms of the allegedly decentralized organization.

https://medium.com/coinmonks/apecoin-tokenomics-case-study-<u>91tc8bc02363</u>

Recipients in ApeCoin Airdrop

Here's how 1 billion ApeCoins were allocated.



Sources: Yuga Labs and ApeCoin DAO



ILLEGAL Advertisements

On 4/11/22 leading cryptocurrency exchange, Coinbase announced a BAYC/ApeCoin themed "trilogy" which largely acted as an advertisement for ApeCoin just prior to its public launch.

Since, it has been widely panned and subsequently canceled. Perhaps, Coinbase realized that what they were promoting was illegal?

https://twitter.com/coinbase/status/1513589848048689152

https://twitter.com/coinbase/status/1551975883216388097

https://decrypt.co/116346/coinbase-pauses-bored-ape-yacht-club-nft-film



11:48 AM · Apr 11, 2022



Coinbase Pauses Plans for Bored Ape Yacht Club NFT Short Film Trilogy

The "Degen Trilogy" series is on hold, the company confirmed to Decrypt, months after the widely panned first entry was released.



A screenshot from Coinbase's first "Degen Trilogy" short film. Image: Coinbase

YUGA TRADEMARK GYMNASTICS

So, how does ApeCoin DAO, get away with using the BAYC logo if YugaLabs is not affiliated? According to ApeCoin.com, Yuga Labs transferred all of the rights and priveledges associated with their skull logo, to allow the ApeCoin DAO unfettered use of the mark.

YugaLabs would go on to sue Ripps & Cahen over their asserted use of the skull mark.

https://opensea.io/assets/ethereum/0×635ddfed0d0a86f5b330c8898d78f-

<u>c222d6e5ff5/0</u>

	92 ♥ ApeCoin NFT ApeCoin NFT Owned by apecoin.eth ③ 4.2K views ♥ 92 favorites	
	Make a	offer No events have occurred yet Check back later.
	 Listings ≡: Offers 	

By 3C2B43

A one-of-one NFT gifted from Yuga Labs to ApeCoin DAO. This NFT conveys along with it all rights and privileges of the logo's intellectual property to the ApeCoin DAO. The ApeCoin DAO will decide how the IP is used.




APECOIN **FLOCKED TOKEN** LIE

The public is led to believe that the majority of the ApeCoin supply is locked. This is a blatant falsehood. Every 30 days or so, millions of dollars worth of the tokens are moved on-chain. This is all controlled by a small centralized group, and this activity remains undisclosed in their periodic ApeCoin "transparency reports".

https://token.unlocks.app/apecoin

https://etherscan.io/tx/0×2761f74e2f45d981a9d7553cbbcfbcc862cae416eb37a820300d4c19516d6fca

https://drive.google.com/file/d/1ocpWOHTsGBH7sQFhBq60ufjmhYQo3×kl/view





OWNERS OF BAYC & **MAYC RECIEVED "SEWER PASSES"**

BAYC & MAYC holders recieved free Sewer Passes, which take the form of dividend payments. In-game boosts can be purchased using their illegal unregistered security ApeCoin.

https://twitter.com/BoredApeYC/status/1615778610702319617



Bored Ape Yacht Club 🤣 @BoredApeYC

Sewer Pass claim is now open at mdvmm.xyz. Every BAYC/MAYC holder can claim one until February 8. There's no rush or benefit to early claiming — if you have a BAKC, you may want to bring your doggo along. Sewer Passes are the only way to access Dookey Dash.



10:30 AM · Jan 18, 2023 · 393.5K Views

656 Retweets 124 Quote Tweets 2,063 Likes



APECOIN CAN BE USED IN THE GAME

Dookey Dash is an allegedly "skill based" game where players swim through feces, to get a key out of monkeys anus.

But as of Feb. 8, multiple reports have surfaced stating that the game is rigged and exploitable via undetectable methods

With a million dollar prize on the line, the game may have gone from "play to earn" to "cheat to win."

https://twitter.com/PainofCrypt0/status/1621959252192665600

https://twitter.com/xClearHat/status/1623308276183011328





Bored Ape Yacht Club 🛷 @BoredApeYC · Feb 3

Heads up! **Dookey Dash** will be down for scheduled maintenance at 12:30 PM PST and will last about 1 hour. Note that **ApeCoin** boosts purchased after this tweet will not be refunded. Maintenance update notices can now be found on



news.yuga.com

Dookey Dash Maintenance and Release Updates

This blog will be the home of all updates and maintenance notices regarding Dookey Dash.





AND, YUGA COPIED IT...

The Dookey Dash game turns out to be haphazard reskin of a video game that is already 13 years old.

The original game was titled "The Missle Game 3D".

https://github.com/bwhmather/missile-game

https://twitter.com/ShannenJPEG/status/1619486620927029250



Imagine being a 4 billion dollar company leading the 'web3 revolution'

& then copy pasting a videogame from 10 years ago & making it about a monkeys anus @BoredApeYC #nfts



NOT THE FIRST TIME THEY COPIED A GAME...

Yuga Labs has a pattern of stealing previously released content, without giving any credit to original creators. Their Koda characters,for example, appear to be lifted directly from the Hollow Knight franchise.

And even their Terms of Service was copied from another existing NFT project.

https://twitter.com/nftsales/status/1602827079011426309

https://boredapeyachtclub.com/#/terms









MECHANICS OF *"TOKEN FRAUD"*

So how did Yuga Labs convince the world that its monkey clip-art was worth billions and at the center of a tech revolution?

A hefty dose of nepotism, a dash of celebrity connections and a sprinkle of fraudulent sales tactics garnished with billions of dollars in wash trading did just the trick..

https://www.youtube.com/watch?v=5zi12w



GUY OSEARY, MOONPAY AND AN ARMY OF CELEBS

Guy Oseary joined Yuga Labs as their Director in October 2021. With his hiring, he brought his massive network of VC firms and celebrities which he has used to artificially and illegally inflate the percieved value of the company and its vaporous products.

https://variety.com/2022/music/news/guy-oseary-nft-madonna-u2manager-1235325286/

https://www.cnn.com/2023/02/10/business/crypto-nft-bored-apemoonpay-lawsuits/index.html

MoonPay sound»





MOONPAY CELEB INVESTORS, ALSO "BOUGHT" BAYC..

Moonpay raised funding at a 3.4 billion dollar valuation, only to conduct a second, completely unneccessary celebrity-only round of 87 million dollars.

Many of these A-list investors, purported to have "bought" BAYC NFTs. On-chain evidence suggests otherwise.

To date, MoonPay has raised a total of 650 million dollars, for a product that hardly anyone uses.

https://twitter.com/GwynethPaltrow/status/1486482496883625984

https://www.cnbc.com/2022/04/13/justin-bieber-gwyneth-paltrow-investin-crypto-startup-moonpay.html CRYPTO WORLD

Justin Bieber, Gwyneth Paltrow and Ashton Kutcher are among dozens of celebrity investors piling into crypto startup MoonPay

JBLISHED WED, APR 13 2022-12:01 AM EDT | UPDATED WED, APR 13 2022-6:43 AM EDT

Riley de Le

Ashton Kutcher, Gwyneth Paltrow, Justin Bieber and Snoop Dogg are among 60 new celebrity investors in fintech startup MoonPay.



Gwyneth Paltrow 🤣 @GwynethPaltrow

Joined @BoredApeYC ready for the reveal? Thanks @moonpay concierge



THE LIST IS EXTENSIVE...

More than 60 influential figures and organizations comprised the 87 million dollar seed round. This has been used to faciliate as well as obfuscate the undisclosed endorsements, which have artificially propped up the percieved market value of Bored Ape Yacht Club and its subsequent token offerings.

https://www.moonpay.com/newsroom/investor-announcement

https://www.theboredapegazette.com > post > moonpay...

Moonpay Just Brought Diplo Into The Bored Ape Yacht Club

the second se

Feb 8, 2022 – The beat keeps dropping at the **Bored Ape** Yacht Club as another famous DJ joins the club. Earlier today Moonpay, transferred **Bored Ape** #5384 ...



https://www.hotnewhiphop.com > News

Lil Baby Debuts "Bored Ape" NFT Twitter Avatar Worth \$150K

Nov 4, 2021 – Lil Baby Debuts "Bored Ape" NFT Twitter Avatar Worth \$150K ... to Lil Baby from a cryptocurrency payment platform called MoonPay, ...

https://www.theboredapegazette.com > post > moonpay...

Moonpay Brought Rapper Lil Durk Into The Bored Ape Yacht ...

Feb 8, 2022 — Hats off to rapper Lil Durk for joining the Bored Ape Yacht Club. "gm," Lil Durk tweeted along with a photo of his ape earlier today.

MoonPay is thrilled to share that more than 60 influential figures and organizations from the worlds of music, sports, media and entertainment have collectively invested \$87m in the company.

Named investors include the following (in first name alphabetical order):

- Anthony Kiedis of Red Hot Chili Peppers
- Ashton Kutcher and Guy Oseary's Sound Ventures
- Austin Rosen's Electric Feel Ventures
- BLOND:ISH
- Brent Faiyaz & Jayne Andrews, Ty
 Baisden

- Kevin and Rick Yorn's BroadLight Capital
- Kimberly Blackwell*
- Larry Gagosian
- Lil Baby
- Lil Durk
- Marc Benioff's TIME Ventures
- Marcy Venture Partners
- Maria Sharapova
- Matte Babel
- Matthew McConaughey



MOONPAY / FTX **CELEB CROSSOVER**

Tom Brady, Shaquille O'Neal & Stephen Curry all endorsed both Yuga Labs and FTX.

Shaquille O'Neal has since been quoted as saying "I was just a spokesperson for FTX, I dont even believe in crypto."

https://www.deseret.com/2023/1/31/23579681/celebrity-endorsersnamed-crypto-nft-lawsuits-tom-brady-post-malone-ftx



F https://www.forbes.com > sites > ariredbord > 2023 > 02 > 01 > tom-brady-and-other-a-listers-fumb... Tom Brady And Other A-Listers Sued For Fumbling FTX Endorsements

4 days ago · Superstar celebrities like NFL quarterback Tom Brady and comedian Larry David are facing lawsuits for endorsing failed cryptocurrency exchange FTX. What can we learn from these cases? Due...

B-R https://bleacherreport.com > articles > 10031899-buccaneers-tom-brady-buys-bored-ape-yacht-c... Buccaneers' Tom Brady Buys Bored Ape Yacht Club NFT for over \$43. Tampa Bay Buccaneers Buccaneers' Tom Brady Buys Bored Ape Yacht Club NFT for over \$430K Timothy Rapp April 6, 2022 AP Photo/Chris O'Meara The median household income in the United States in...



BEFORE MOONPAY, THERE WAS MOON-LAMBOS

MoonPay was founded by Ivan Soto-Wright and funded by Yuga investors A16Z and Sound Ventures, among others. Soto-Wright originally founded MoonLambos, a concierge service to help rich crypto investors buy Lambos with Bitcoin.

Soto-Wright recently purchased a 39 million dollar beach house in Miami.

https://twitter.com/cheddar/status/969673485004947456

https://www.moonlambos.io/

BITCOIN FOR LAMBORGHINI'S? HODL.VC LAUNCHED MOONLAMBOS.IO IN DECEMBER 2017



THE CRYPT CRAZE

CELEB JEWELER, BEN BALLER CALLED IT OUT

In a Twitter space conducted on March 17th, 2022, celebrity jeweler Ben Baller exposed how the endorsement scheme works: At minimum, MoonPay reaches out, offering celebrities free NFTs in exchange for promoting the asset and requires signing sweeping Non-Disclosure Agreements.

https://drive.google.com/file/d/1rz2pXzYk8c9o3_u2dI-9n5JQg3jp8gHP/ view?usp=share_link

https://twitter.com/ryder_ripps/status/1504614061786378246?s=20&t=Y G2cy0lr1W7B87×-hsjPTQ

https://www.ftc.gov/business-guidance/resources/disclosures-101-socialmedia-influencers



BAYC INVESTOR PLANT TAKES OVER FOR MOONPAY

At the end of 2022, Keith Grossman, former President of Time Magazine (owned by Yuga seed investor Marc Benioff) took over as Moonpay President. Previously, he "brought Web 3 to mainstream media" by reviving the dying Time brand.

https://dailycoin.com/time-magazine-will-soon-begin-accepting-apecoinape-as-payment/

https://twitter.com/KeithGrossman/status/1505536973536219139

https://decrypt.co/115775/executive-who-brought-time-magazine-intoweb3-is-leaving-for-moonpay

https://twitter.com/TIMEPieces/status/1505531375222501380

https://twitter.com/KeithGrossman/status/1597199228891455491

https://twitter.com/KeithGrossman/status/1447920882077376512

Payment





ROLLING (OSEARY) STONE

The nepotism runs deep, Neil Strauss (inventor of pick-up artistry), is writing a book on BAYC and was an editor at Rolling Stone Magazine. He placed their cover story as well as their piece on lead BAYC artist Seneca.

He has been close with Guy Oseary since the 90s, he thanked Guy in the biography he wrote about Marylin Manson.

https://twitter.com/RollingStone/status/1538914573079568385

https://twitter.com/ryder_ripps/status/1532444204885889024



A hardcover of this book was published in 1998 by ReganBooks an imprint of HarperCollensPublishers.

the long hard road out of hell.

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ing Stone 🏹 @RollingStone · Jun 20, 2022

Open to the public Available with @apecoin only





OSEARY, D3 & LIONTREE

Guy Oseary is close friends with LionTree Capital founder/owner Aryeh Bourkeff.

LionTree, investor in Yuga, created a "Web 3" media outlet, D3 Network. D3 was the first to publish an in-person interview with anyone from Yuga Labs, in this case, former CEO, Nicole Muniz.

https://variety.com/2019/digital/news/laurie-segall-launches-dot-dot-dotcontent-studio-1203420650/

https://www.dailymail.co.uk/news/article-7173411/Karlie-Kloss-Joshua-Kushner-throw-cowboy-themed-party-Wyoming-celebrating-Octoberwedding.html

https://twitter.com/ryder_ripps/status/1494358830083305474

https://www.youtube.com/watch?v=Ehw2iM0A5H4



Ashton Kutcher (left), media strategist Aryeh Bourkoff (centre) and publishing mogul Guy Dseary (right) don their best Western-inspired gear





onTr<mark>ee Partners has also taken an equity stake in the new concern and,</mark> through its digital-media advisory subsidiary Kindred Media, will provide support to help accelerate content development. "The human experience rises above any consumer product, technology, or business model. Dot Dot Dot explores this complex and enduring relationship through the lens of the companies that define our culture, for better or worse," says Aryeh B. Bourkoff, LionTree Founder and CEO, in a statement provided to Variety. "Kindred Media and LionTree are excited to support Laurie and her team as she begins this new journey." Van Jones, the activist and CNN personality, Sam Esmail, the director and producer, and Michael Sugar, the movie and TV producer, are advisors.





COINDESKALSO COMPROMISED.

CoinDesk is a subsidiary owned by crumbling crypto firm DCG. DCG is also a primary investor in Horizen Labs, who helped launch both Yuga's OtherDeeds & ApeCoin.

Horizen Labs also holds a seat on the ApeCoin board.

CoinDesk most recently redacted and slandered the author of an opinion piece which shed negative light on BAYC.

https://www.dailydot.com/debug/coindesk-removes-bored-ape-story/

https://www.fxstreet.com/crvptocurrencies/news/apecoin-staking-on-trackfor-autumn-launch-horizen-labs-confirm-202208010934

https://www.coindesk.com/markets/2021/08/10/horizen-labs-raises-7m-inseed-funding-round/

https://twitter.com/Pauly0×/status/1620817574857703425



The content of the previously published piece did not meet CoinDesk's editorial standards.

By Kevin Reynolds

Updated Feb 1, 2023 at 7:28 a.m. PST Updated Feb 1, 2023 at 8:52 a.m. PST

CONSENSUS MAGAZINE



Bored Ape Yacht Club Sewer Pass (Yuga Labs)

Markets

Horizen Labs Raises \$7M in Seed Funding Round

Capital led the funding, which also included Digital Currency Group and Liberty City.

O Aug 10, 2021 at 6:00 a.m. PDT Updated Sep 14, 2021 at 6:37 a.m. PD



Ekta Mourya FXStreet Store

ApeCoin staking on track for Auto Horizen Labs confirm

RYPTOS | 8/1/2022 9:34:17 AM GMT

Share: 🎔 🛉 🔗 🏓

- Dean Steinbeck of Horizen Labs confirmed the timely development of ApeCoin's staking.
- 170 million ApeCoin will be distributed through the staking platform developed by the tech firm that powered APE.
- APE price is eyeing the \$7.28 target according to analysts bullish on the NFT token.

The ApeCoin Foundation has given users an update on the DAO's staking system, selecting Horizon Labs for the development of the staking platform, ich will enable users to earn interest from their crypto. Nearly

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THERE'S A PATTERN HERE...

It's not only happening with Yuga Labs & Bored Ape Yacht Club NFTs. Guy Oseary heads another NFT company who he uses the exact same playbook for. World of Women (pictured right) involves undisclosed celebrity endorsements with his industry cohorts, FTX backing, relies on the same nepotistic media connections (Rolling Stone, Billboard, Variety, etc..)

https://twitter.com/billboard/status/1499555119364550670



It's official: the Billboard x @worldofwomennft collection is live! @xtina announced the drop at #BBWomenInMusic 2022.

Bid now on the @ftx_official app. ftxusapp.onelink.me/LKX9/d44a1ee4



THE IP / COPYRIGHT CON

When Bored Ape Yacht Club launched, the main selling point was the promise of enterprise: full IP ownership and unregulated to monetize your "art" investment.

The BAYC website claims that purchasers of their NFTs "Own the art completely", however years later, they are now claiming that they actually retain full copyright ownership of the art.

All this, after billions of dollars in sales volume.

OWNERSHIP

i. You Own the NFT. Each Bored Ape is an NFT on the Ethereum blockchain. When you purchase an NFT, you own the underlying Bored Ape, the Art, completely. Ownership of the NFT is mediated entirely by the Smart Contract and the Ethereum Network: at no point may we seize, freeze, or otherwise modify the ownership of any Bored Ape.



A COMPANY BUILT ON GIVING AWAY THEIR IP...

Since Bored Ape Yacht Club's launch, we have seen countless enterprises following Yuga's encouraged use of the monkey IP. Everything from water, children's toys, marijuana products, alcohol, tobacco vapes, underwear, sex toys, dating services, apparel and music videos.

The list is staggering, but is any of it legal?

https://www.businesswire.com/news/home/20220322006088/en/Yuga-Labs-Closes-450-Million-Seed-Round-of-Funding-Valuing-the-Company-at-

4-Billion-Confirms-Plans-for-Metaverse-Project



Replying to @yugalabs and @jeremyg2k monetizing my IP daily #wagmi



8:07 PM · 1/31/23 · 309 Views

000

...ALL MY APES GONE?

After spending years marketing the claim that monkey pictures will unlock endless commercial potential via IP rights, Yuga Labs recently admitted in Federal Court documents that they do not actually hold any Copyright registrations.

Copyright cannot be enforced without registrations. Worse so, several copyright registrations have already been made in by BAYC holders, dating back to 2021.

https://www.artnews.com/art-news/news/yuga-labs-copyright-registrationbored-ape-yacht-club-nfts-1234655279/

https://gizmodo.com/yuga-labs-nfts-bored-apes-copyright-1850042639

https://storage.courtlistener.com/recap/gov.uscourts.cacd.855658/gov. uscourts.cacd.855658.89.0.pdf

interest in the Ape images, Defendants' failure to address their use of Yuga Labs' unmodified logo devastates any plausibility to their claim that the sole DMCA notice 3 did not concern any copyrighted material from Yuga Labs. 4 E. **Counts 2 and 3 Should Be Dismissed for Lack of Subject Matter** 5 Jurisdiction Because Yuga Labs Does Not Have Copyright 6 **Registrations.** 7 Counts 2 and 3 ask the Court to declare that Yuga Labs does not possess a 8 copyright in the Bored Ape images. A copyright exists at the moment copyrightable 9 material is fixed in any tangible medium of expression. *Fourth Estate Public Benefit* 10 Corp. v. Wall-Street.com LLC, 139 S.Ct. 881, 887 (2019). Registration of a copyright 11 is not required to own one; it is required to file suit on one. <u>Id.</u> The Court should not 12 wade into whether Yuga Labs has a copyright in its Bored Ape images, because such 13 an opinion would be merely advisory; Yuga Labs does not have a registered 14 copyright,²⁵ and there is therefore no imminent threat of a lawsuit for copyright 15

UNITED STATES PATENT AND TRADEMARK OFFICE

infringement.²⁶

16





THE COPYRIGHT **COPY PASTE**

Yuga Labs and its community brag that their license is "revolutionary" and paradigm shifting, but the truth is that the entire thing was copy-pasted, word for word, from an older NFT collection called 'The Hashmasks'.

https://twitter.com/Pauly0×/status/1620613167692013568

https://www.thehashmasks.com/terms

https://boredapeyachtclub.com/#/terms

Hashmasks.

3. OWNERSHIP AND RESTRICTIONS

A. Ownership

. You Own the NFT. Each Hashmask is a NFT on the Ethereum blockchain. When you purchase a NFT, you own the underlying Hashmask, the Art, completely. Ownership of the NFT is mediated entirely by the Smart Contract and the Ethereum Network: at no point may we seize, freeze, or otherwise modify the ownership of any Hashmask. In addition, any NFT holder will be eligible to claim NCT tokens for free from the NCT Contract. The NCT tokens can then, and solely, be used to change the name of the NFT on the Ethereum Blockchain. We strictly prohibit the use of offensive language in the name giving process. Any insulting names will be removed from the User Interface. Since the smart contracts are open to anyone, we cannot hinder a name change on the Ethereum blockchain. ii. Personal Use. Subject to your continued compliance with these Terms, The Company grants you a worldwide, exclusive, royaltyfree license to use, copy, and display the purchased Art, along with any extensions that you choose to create or use, solely for the

following purposes: (i) for your own personal, non-commercial use; (ii) as part of a marketplace that permits the purchase and sale of your Hashmask / NFT, provided that the marketplace cryptographically verifies each Hashmask owner's rights to display the Art for their Hashmasks to ensure that only the actual owner can display the Art; or (iii) as part of a third party website or application that permits the inclusion, involvement, or participation of your Hashmask, provided that the website/application

This website and its connected services are provided "as is" and "as available" without warranty of any kind. By using this website you are accepting sole responsibility for any and all transactions involving Bored Ape Yacht Club digital collectibles.

OWNERSHIP

i. You Own the NFT. Each Bored Ape is an NFT on the Ethereum blockchain. When you purchase an NFT, you own the underlying Bored Ape, the Art, completely. Ownership of the NFT is mediated entirely by the Smart Contract and the Ethereum Network: at no point may we seize, freeze, or otherwise modify the ownership of any Bored Ape.

ii. Personal Use. Subject to your continued compliance with these Terms, Yuga Labs LLC grants you a worldwide, royaltyfree license to use, copy, and display the purchased Art, along with any extensions that you choose to create or use, solely for the following purposes: (i) for your own personal, non-commercial use; (ii) as part of a marketplace that permits the purchase and sale of your Bored Ape / NFT, provided that the marketplace cryptographically verifies each Bored Ape owner's rights to display the Art for their Bored Ape to ensure that only the actual owner can display the Art; or (iii) as part of a third party website or application that permits the inclusion, involvement, or participation of your Bored Ape, provided that the website/application cryptographically verifies each Bored Ape owner's rights to display the Art for their Bored Ape to ensure that only the actual owner can display the Art, and provided that the Art is no longer visible once the owner of the Bored Ape leaves the website/application.

iii. Commercial Use. Subject to your continued compliance with these Terms, Yuga Labs LLC grants you an unlimited, worldwide license to use, copy, and display the purchased Art for the purpose of creating derivative works based upon the Art ("Commercial Use"). Examples of such Commercial Use would e.g. be the use of the Art to produce and sell merchandise products (T-Shirts etc.) displaying copies of the Art. For the sake of clarity, nothing in this Section will be deemed to restrict you from (i) owning or operating a marketplace that permits the use and sale of Bored Apes generally, provided that the marketplace cryptographically verifies eachBored Ape owner's rights to display the Art for their Bored Ape to ensure that only the actual owner can display the Art; (ii) owning or operating a third party website or application that permits the inclusion, involvement, or participation of Bored Apes generally, provided that the third party website or application cryptographically verifies each Bored Ape owner's rights to display the Art for their Bored Ape to ensure that only the actual owner can display the Art, and provided that the Art is no longer visible once the owner of the Purchased Bored Ape leaves the website/application; or (iii) earning revenue from any of the foregoing.

① ☆ 〕

WALLET HISTORY

MONKEY SEE MONKEY DO..

Even more, regardless of if Yuga or the NFT holders hold the copyright.. are 10,000 nearly identical images even eligible for individual copyrights?

Most of the ape images are very similar and 112 apes are identical twins, with only different background colors. There are two sets of triplets.

https://gist.github.com/furf/726473924b2858f7c9b922957e81642b

https://twitter.com/Pauly0×/status/1622988522767683584/photo/1

https://twitter.com/ryder_ripps/status/1568418330230558720

https://www.thefashionlaw.com/copyright-computer-generated-imageissues-come-up-in-yuga-labs-v-ryder-ripps/





COPYRIGHTS? MONKEYRIGHTS???

The image pictured right, comes from a famous case involving a photographer trying to copyright a selfie taken by a monkey. The court ruled that the photographer was not allowed to own its rights, because Copyright can only be granted for *human creativity*.

Furthermore, the US Copyright and Review board has ruled that "non-human expression is ineligible for copyright protection."

The BAYC website states that the NFT imagery is programmatically generated, thus likely entirely inelligible for copyright.

https://en.wikipedia.org/wiki/Monkey_selfie_copyright_dispute

https://nysba.org/bored-apes-and-monkey-selfies-copyright-and-pfp-nfts/





TRADEMARKS GIVEN AWAY

Similar to how they gave away trademark when they transferred the BAYC skull mark to ApeCoin DAO, another rights transferrance took place when customers purchased the NFTs, owning "the art, completely". Contained within that "art" and token are all of the Bored Ape trademarks. These are the same marks that Yuga has been aggressively pursuing litigation over.

https://www.thefashionlaw.com/amid-rr-bayc-case-jeremy-cahen-looks-toblock-yuga-labs-trademark-registrations/





TRADEMARKS STOLEN

Yuga Labs airdropped one of their unregistered securities, Bored Ape Kennel Club, to BAYC members. The logo for the new NFT was blatently stolen from a website on how to draw a wolf skull. Yuga even filed a trademark registration for it. Yuga Labs quickly admitted this.

https://twitter.com/Jdotcolombo/status/1626538005581406208

https://cointelegraph.com/news/yuga-labs-accused-of-ip-theft-fortrademarking-bayc-wolf-skull-logo





Saw the claims today about the BAKC logo. This was news to us and we're still investigating the situation. Have reached out to the freelancer we hired for that design and Easy Drawing Guides. We'll be changing the logo and updating it on our site / ask marketplaces to change as well. This collection was meant from the start to be about raising money for charity and I'm proud of the fact that BAKC raised over \$1m for animal charities. Will debut the new logo soon so we can continue to do some good work for causes we care about.

7:17 PM · Feb 17, 2023 · 2,584 Views

17 Retweets 4 Quote Tweets 116 Likes









JOE CAMEL 2.0

Since Yuga Labs has no restrictions on how people can use the IP, we see illicit products such as Flavored Vapes, Marijuana Products and sexualized games involving beastiality and sodomy explicitly marketed to children via monkey cartoons.

In a similar fashion to when Joe Camel was banned by the US Government in 1992 for marketing to children.

https://www.benzinga.com/pressreleases/22/08/a28696051/get-halfbaycd-the-future-of-web3-cannabis

https://www.theverge.com/2022/2/11/22925408/bored-ape-yacht-clubcannabis-copyright



CONCLUSION : AS THE FRAUD MACHINE SPINS

What turned Yuga Labs into a 4 billion dollar company overnight was not magic. In fact, it was the exact same formula used by the ICO scams of 2017, supercharged by the legitimacy of Guy Oseary and bolstered by the VC concocted jargon of a promised "new era of internet" aka "Web 3".

The immense fraud being conducted by Yuga Labs is ongoing and extremely dangerous. How long will it take regulatory officers to step in and stop the crime?

Only time will tell.





THE SCANDAL GOES DEEPER.

FORADDITIONAL INFORMATION ==

DOCUMENTARY LOOKING INTO ANTI-SEMITISM / RACISM

ALARMING INTERVIEW WITH CO-FOUNDER WYLIE ARONOW -

-Copyright Applied for aign Made Possible by A. Carlisle & Co. H. S. Crocker Co.

Mysell-Rollins Bank Note Co. O. F. Olsen Lithograph Co

